

March 22, 1983

Mark Gohlmann
Union Manufacturing Inc.
a Subsidiary of Model Industries, Inc.
P. O. Box 760
Pim-Chandler Industrial Park
Chandler, Arizona 85224

Re: Docket No. 9-83 RCRA-6

Dear Mr. Gohlmann:

We are in receipt of your letter of March 17, 1983, addressed to the Office of Regional Counsel regarding the matter set forth above.

First, we direct your attention to the Determination of Violation, Compliance Order and Notice of Right to Request a Hearing served upon you by this Regional Office. We direct your attention particularly to page 13 of that document and that portion headed "Notice of Opportunity for Hearing."

We are unable to comment on the statement set forth in your letter regarding the circumstances through which a Part A application was filed with this office pertaining to your company. The withdrawal of such document must be undertaken in accordance with the applicable regulations which require specific documentation be filed with the Agency and certain approvals sought.

Perhaps you should consult with your company's legal department or environmental law advisors regarding the accomplishment of such withdrawal and your responsibility regarding the complaint served upon you in the matter referred to above.

Sincerely yours,

David M. Jones
Assistant Regional Counsel

cc: Philip L. Bobel, Chief
Toxics and Waste Programs Branch

DML/72/dmj/wl/3/22/83